

CONFIDENTIAL

Government servants on deputation
to other Departments :
Disciplinary action against—

GOVERNMENT OF BOMBAY.

Political and Services Department.

Circular No. CDR-1157.

Sachivalaya, Bombay, 15th May 1957.

CIRCULAR OF GOVERNMENT.

A question has been raised as to who should take disciplinary action against Government servants on deputation to other Departments of Government. The general principle applicable in disciplinary cases is that a borrowing authority has no disciplinary control over the Government servant borrowed by it but such control vests in the parent authority. In cases however where a number of officers are on deputation to other Departments it may be inconvenient and may also entail delay if disciplinary cases of all such officers are dealt with by the parent Department. Government is, therefore, pleased to direct that the disciplinary cases relating to the Gazetted Officers on deputation to other Departments should be dealt with by the Department to which the officer concerned was on deputation at the time the default was committed or where he is serving at the time the departmental action is taken against him. After all the preliminary procedure is completed in such cases the papers of enquiry should be forwarded to the parent Department which should issue final orders. As regards disciplinary action against the non-gazetted staff on deputation to other Departments, since the authority competent to take action against them is the Head of the parent Department, all the action against them should be taken by the parent Department only.

By order and in the name of the Governor
of Bombay,

M.D. BHANSALI,
Chief Secretary to the Government of Bombay,
Political and Services Department,

To

The Secretary to the Governor,
The Private Secretary to the Chief Minister,
The Secretary, Bombay Public Service Commission,
*The Prothonotary and Senior Master, High Court, Bombay,
*The Registrar, High Court, Appellate Side, Bombay,
All other Heads of Departments and Heads of Offices
under the several Departments of the Secretariat,
The Revenue Department,
All other Departments of the Secretariat.

* By letter.